

12-10-01

Docket No.  
001085.098263

Total Pages in this Submission

UTILITY PATENT APPLICATION TRANSMITTAL  
(Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

TO THE ASSISTANT COMMISSIONER FOR PATENTS

Box Patent Application

Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

**STEREOSCOPIC MICROSCOPE**

and invented by:

**Satoru TACHIHARA and Chinari TANAKA**

If a CONTINUATION APPLICATION, check appropriate box and supply the requisite information:

 Continuation  Divisional  Continuation-in-part (CIP) of prior application No.: 09/584,943

Which is a:

 Continuation  Divisional  Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Which is a:

 Continuation  Divisional  Continuation-in-part (CIP) of prior application No.: \_\_\_\_\_

Enclosed are:

**Application Elements**

1.  Filing fee as calculated and transmitted as described below
  
2.  Specification having 48 pages and including the following:
  - a.  Descriptive Title of the Invention
  - b.  Cross References to Related Applications (*if applicable*)
  - c.  Statement Regarding Federally-sponsored Research/Development (*if applicable*)
  - d.  Reference to Microfiche Appendix (*if applicable*)
  - e.  Background of the Invention
  - f.  Brief Summary of the Invention
  - g.  Brief Description of the Drawings (*if drawings filed*)
  - h.  Detailed Description
  - i.  Claim(s) as Classified Below
  - j.  Abstract of the Disclosure

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**Application Elements (Continued)**

3.  Drawing(s) (when necessary as prescribed by 35 USC 113)
  - a.  Formal Number of Sheets 9
  - b.  Informal Number of Sheets \_\_\_\_\_
4.  Oath or Declaration
  - a.  Newly executed (original or copy)  Unexecuted
  - b.  Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional application only)
  - c.  With Power of Attorney  Without Power of Attorney
  - d.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5.  Incorporation By Reference (usable if Box 4b is checked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6.  Computer Program in Microfiche (Appendix)
7.  Nucleotide and/or Amino Acid Sequence Submission (if applicable, all must be included)
  - a.  Paper Copy
  - b.  Computer Readable Copy (identical to computer copy)
  - c.  Statement Verifying Identical Paper and Computer Readable Copy

**Accompanying Application Parts**

8.  Assignment Papers (cover sheet & document(s))
9.  37 CFR 3.73(B) Statement (when there is an assignee)
10.  English Translation Document (if applicable)
11.  Information Disclosure Statement/PTO-1449  Copies of IDS Citations
12.  Preliminary Amendment
13.  Acknowledgment postcard
14.  Certificate of Mailing

First Class  Express Mail (Specify Label No.): ET128297414US

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): Satoru TACHIHARA &amp; Chinari TANAKA

Docket No.

001085.098263

Serial No.

N/A

Filing Date

HEREWITH

Examiner

J. Henry (Parent Case)

Group Art Unit

2872 (Parent Case)

Invention: **STEREOSCOPIC MICROSCOPE**

I hereby certify that the following correspondence:

**Divisional application, copy of assignment, copy of declaration, copy of priority documents, copy of IDS transmittal, Statement Under 37 CFR 1.63(d)(2), preliminary amendment and a check for \$780.00***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231

November 8, 2001*(Date)*Michelle Hennessy*(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)*ET128297414US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

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**Accompanying Application Parts (Continued)**

15.  Certified Copy of Priority Document(s) *(if foreign priority is claimed)*

16.  Additional Enclosures *(please identify below):*

**Fee Calculation and Transmittal**

**CLAIMS AS FILED**

| For   | #Filed                                     | #Allowed | #Extra | Rate             | Fee      |
|---|--|----------|--------|------------------|----------|
| Total Claims                                    | 2  | - 20 =   | 0      | x \$18.00        | \$0.00   |
| Indep. Claims                                   | 1  | - 3 =    | 0      | x \$78.00        | \$0.00   |
| Multiple Dependent Claims (check if applicable) | <input type="checkbox"/>                   |          |        |                  | \$0.00   |
|   |  |          |        | BASIC FEE        | \$740.00 |
| OTHER FEE (specify purpose)                     | Recording assignment for new serial number |          |        |                  | \$40.00  |
|   |  |          |        | TOTAL FILING FEE | \$780.00 |

A check in the amount of \$780.00 to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge and credit Deposit Account No. 50-1145 as described below. A duplicate copy of this sheet is enclosed.

Charge the amount of \_\_\_\_\_ as filing fee.

Credit any overpayment.

Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.

Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Signature

Gerald Levy  
Reg. No. 24,419  
PITNEY, HARDIN, KIPP & SZUCH LLP  
711 Third Avenue  
New York, New York 10017

Dated: November 8, 2001

cc:

(212)297-5800

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Satoru TACHIHARA and Chinari TANAKA

Serial No.: N/A

Filed: Herewith

Art Unit: 2872 (Parent Case)

For: **STEREOSCOPIC MICROSCOPE**

Examiner: Jon W. Henry (Parent Case)

Pitney, Hardin, Kipp & Szuch LLP  
711 Third Avenue  
New York, New York 10017  
(212) 687-6000

**STATEMENT UNDER 37 CFR 1.63(d)(2)**

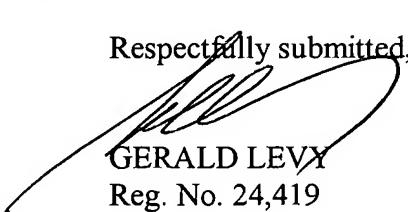
Assistant Commissioner for Patents  
Washington, D.C. 20231

SIR:

Kindly delete the names of Daisuke Koreeda, Tetsuya Nakamura, Nobutaka Minefuji, Takaomi Sekiya and Eiichi Ito who are not inventors of the subject matter of this divisional application.

Messrs. Satoru Tachihara and Chinari Tanaka signed the declaration in the parent case.

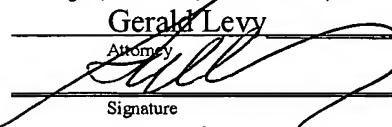
Respectfully submitted,

  
GERALD LEVY  
Reg. No. 24,419

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed: Assistant Commissioner for Patents, Washington, D.C. 20231, on November 8, 2001

Gerald Levy

Attorney

  
Signature

November 8, 2001

Date of Signature

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 50-1145, Order No. 001085.098263